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Attorneys for Plaintiff Commerce & Industry
Insurance Company

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON
PORTLAND DIVISION**

COMMERCE & INDUSTRY
INSURANCE COMPANY,

Plaintiff,

v.

HR STAFFING, INC.,

Defendant.

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No. 3:14-cv-00559-HZ

HON. MARCO A. HERNANDEZ

**JOINT STIPULATION FOR DISMISSAL WITHOUT PREJUDICE AND REQUEST
FOR COURT TO RETAIN JURISDICTION TO ENFORCE SETTLEMENT**

Pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii), Plaintiff Commerce & Industry Insurance Company and Defendant HRStaffing, Inc. (collectively “the Parties”) hereby agree to dismiss this action without prejudice and without attorney fees or costs to either party pursuant to the

parties' written, executed Settlement Agreement entered on October 22, 2015, the terms of which are incorporated herein by reference.

In conjunction with this Joint Stipulation, the Parties request that the Court retain jurisdiction of this matter for the purpose of resolving any disputes that may arise in the future regarding the Settlement Agreement, its terms, or its enforcement. *See Flanagan v. Arnaiz*, 143 F.3d 540, 544 (9th Cir. 1998). Retention of jurisdiction by the Court is an express term of the Settlement Agreement, and the Parties request that the Court expressly include its retention of jurisdiction over the Settlement Agreement as part of its Order of Dismissal.

Dated: October 22, 2015

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**ATTORNEYS FOR COMMERCE &
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Dated: October 22, 2015

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/s/ Robert A. Kerr

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**ATTORNEY FOR DEFENDANT
HRSTAFFING, INC.**

CERTIFICATE OF SERVICE

I hereby certify that I electronically filed the foregoing with the Clerk of the Court for the United States District Court for the District of Oregon by using the CM/ECF system on October 22, 2015.

I certify that all participants in the case are registered CM/ECF users and that service will be accomplished by the CM/ECF system and by mailing a true and correct copy of the foregoing via U.S. First-Class mail, postage paid to:

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